

Mr. Utley quoted conservative columnist Peggy Noonan, who wrote:

We spend too much on the military, which not only adds to our debt, but guarantees that our weapons will be used.

She quoted one expert, who said:

Policymakers will find uses for them to justify their expense, which will implicate us in crises that are none of our business.

Conservative icon William F. Buckley, shortly before he passed away, came out strongly against the war in Iraq. He wrote:

A respect for the power of the United States is engendered by our success in engagements in which we take part. A point is reached when tenacity conveys not steadfastness of purpose but misapplication of pride.

He added that if the war dragged on, as it certainly has:

There has been skepticism about our venture, there will be contempt.

A couple of weeks ago, we saw an Iraq army, which we have trained for years and on which we have spent megabillions, cutting and running at the first sign of a fight. We should not be sending our young men and women to lead and/or fight in any war where the people in that country are not willing to fight for themselves.

Mr. Speaker, fiscal conservatives should be the ones most horrified by and most opposed to the horrendous waste and trillions of dollars we have spent on these very unnecessary wars in the Middle East.

Last week, 19 Republicans voted for a resolution saying that we should bring our troops home from Iraq and Afghanistan. The Republican leadership of the Foreign Affairs Committee did not want any Republicans to speak in favor of that resolution, so Mr. JONES, Mr. SANFORD, and Mr. MASSIE requested, and received, time from the Democratic sponsor, Mr. McGOVERN.

I did not want to do that, but I at least wanted to point out today that there has been nothing conservative about our policy of permanent, forever, endless war in the Middle East.

In his most famous speech, President Eisenhower warned us against the military industrial complex. We should not be going to war in wars that are more about money and power and prestige than they are about any serious threat to the United States. I think President Eisenhower would be shocked at how far we have gone down that path that he warned us against.

UPCOMING SUPREME COURT DECISION IN OBERGEFELL V. HODGES, TANCO V. HASLAM, DEBOER V. SNYDER, AND BOURKE V. BESHEAR

The SPEAKER pro tempore. The Chair recognizes the gentleman from New York (Mr. NADLER) for 5 minutes.

Mr. NADLER. Mr. Speaker, I rise to express the profound hope that, in its upcoming decision, the Supreme Court will strike down laws that prohibit same-sex couples from marrying and to

ensure that all States recognize lawful marriages performed elsewhere.

These four cases—*Obergefell v. Hodges*, *Tanco v. Haslam*, *DeBoer v. Snyder*, and *Bourke v. Beshear*—are an opportunity for the Court to end legal discrimination against committed gay and lesbian couples and their children and to reestablish marriage as a civil right, one that is “fundamental to our very existence and survival,” as it was called by Justice Warren in *Loving v. Virginia* in 1967. As a country, we can no longer allow State governments to burden their citizens by refusing to grant marriage licenses based on whom they love.

Since my earliest days in the New York State Assembly, I have fought alongside the lesbian, gay, bisexual, and transgender community for equality under the law. I spoke out in opposition when, in 1996, Congress, for the first time, created a Federal definition of marriage with the Defense of Marriage Act, or DOMA, solely for the purpose of excluding gays and lesbians from receiving Federal marriage benefits; and I have long carried legislation to repeal this insidious law, from offering the Respect for Marriage Act to leading the congressional amicus briefs in both *Windsor* and the current marriage equality cases before the Court. Yet even a full repeal of DOMA would still leave individuals vulnerable to continued State discrimination, which is why there must be a guaranteed right to access to benefits of marriage regardless of where a couple may reside.

When my constituent and friend Edith Windsor began dating Thea Spyer in 1965 and accepted her proposal in 1967, she was not thinking about how the government would view her relationship. She was thinking about the joy and happiness that comes from beginning to shape a life with a partner she loved. Forty years after that proposal, they were able to legally marry in Canada, outside of the country and State they called home.

No one in a free and just country should be forced to leave their home, traveling away from friends and family across State lines, in order to get married. Nor should anyone be faced with the humiliation of being denied government benefits, the tragedy of being barred from a partner's hospital bedside, or the indignity of being refused any of the other thousands of benefits that come with marriage that millions of Americans access every day because a State refuses to recognize their otherwise lawful marriage.

Denying recognition of same-sex relationships signals to the couple, their family, and all others that their bond in love is less deserving of respect, harming the individuals and creating divisions within the fabric of our society.

After Thea's death, Edith bravely fought all the way to the Supreme Court, in the *United States v. Windsor*, to establish what so many of us have

known for decades: that laws that deny recognition of legal same-sex marriages serve no legitimate purpose, stigmatize and shame American families, and are a deprivation of the equal liberty guarantee of the Constitution's Fifth Amendment.

It is time for the long arc of history to continue to bend towards justice and for similarly discriminatory State laws to be struck down once and for all.

Should the Court rule for equality, there will be no losers. No one will be harmed by the granting and recognition of same-sex marriages. Those claiming otherwise are either promoting discredited claims about the dangers of gays and lesbians or falsely believe they have the right to involve themselves in the private affairs of others.

More than 70 percent of Americans already live in jurisdictions that provide for same-sex marriages. It is unconscionable that anyone would propose to continue to deny universal access and recognition, as well as the associated safety and security, to these families.

The Court has the immediate responsibility to expand upon its decision in *Windsor* to ensure that State laws comply with established basic constitutional protections and that all Americans are given the equal respect and support they deserve.

Much as in *Loving v. Virginia*, which also rolled back government-enforced marriage discrimination based on race, outdated prejudices and intolerance cannot be allowed to rule the day. It is time that we make the Constitution's promise of equality a reality for gay and lesbian couples throughout the Nation.

Regardless of the forthcoming decision, we have a long way to go to ensure full equality for LGBT Americans who can still be fired from their jobs, denied housing, and turned away from stores simply for being who they are. We must work together to pass comprehensive nondiscrimination legislation to protect these vulnerable Americans.

#### SPYING AND SNOOPING BY GOVERNMENT ON AMERICANS

The SPEAKER pro tempore. The Chair recognizes the gentleman from Texas (Mr. POE) for 5 minutes.

Mr. POE of Texas. Mr. Speaker, like most Americans, I store a lot on my computer and on my phone: family photographs, personal calendars, emails, schedules, and even weekend to-do lists, or, as my wife calls them, honey-do lists. But this information stored on a phone like the one I have here is not private from the prying, spying eyes of government.

Most Americans have no idea that Big Brother can snoop on tweets, g-chats, texts, Instagrams, and even emails. Anything that is stored in the cloud is available to be spied on by government, as long as it is older than 180 days.

Now, why is that? Well, it goes back to the outdated Electronic Communications Privacy Act of 1986. That act protects the privacy of emails that are less than 6 months old. 1986, those were the days before the World Wide Web even existed. Many of us—I do—have staff that weren't even born before 1986.

We stored letters in folders, filing cabinets, and desk drawers. No one knew what the cloud was because the cloud didn't even exist. There was not any broadband, no social media, no tablets, or smartphones.

The relatively few people who used email—and I remember when email was invented—never imagined keeping emails longer than it took to send it or read it. So it was perfectly reasonable that, in 1986, lawmakers tried to protect emails, but only did so for 180 days. Who would keep anything online for longer than 6 months? Well, three decades later, we know. Everybody stores their emails.

Under current law, every email and text, every Google doc and Facebook message, every photograph of our vacation, is subject to government inspection without a warrant, without probable cause, and without our knowledge if it is older than 6 months. That is an invasion of privacy.

Constitutional protection for 6 months only? That is nonsense.

What is worse, some government agencies don't want the law changed. The Securities and Exchange Commission is lobbying to keep the law on the books. Why does the SEC want to maintain this spying ability? Well, I suspect they want to be able to read our personal financial records and communications without the constitutional protection of a search warrant and without our knowledge. Spying on the citizens by government sounds like conduct reminiscent of the old Soviet Union, to me.

The SEC is not the only government agency that has access to emails over 6 months old.

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Any government agency can go and confiscate emails older than 6 months, without a warrant, without probable cause, and without knowledge of the person. This is a clear violation of the Constitution, in my opinion.

Mr. Speaker, if you go back to snail mail and you write a letter and you put a stamp on it and you put it in the mailbox, that letter floats around the fruited plain until it ends up in somebody's possession. Government generally cannot seize that letter without a warrant and go in and snoop around and look in there and see what it is.

Email is a form of communication. Why should government have the ability to snoop around in our personal emails? They don't have that right, even though they have the ability.

Whatever our political disagreements, on both sides, most Americans, I believe, share the conviction that pri-

vacy is protected by the Fourth Amendment of the U.S. Constitution: to protect us from unreasonable searches and seizures from government; protect us in our persons, houses, papers, and personal effects.

Government agents can't raid homes or tap into phones or read mail without showing a judge they have probable cause that a crime was committed; then a search warrant must be obtained.

Mr. Speaker, I was a judge for 22 years in Texas, and officers would come to me with search warrants, and I would read and see if they had probable cause. If they did, I would sign a warrant. That is what the Constitution requires before you can go snoop around and spy on Americans. Why should our possessions and communications be less private just because they are online?

Well, they shouldn't be. That is why I have teamed up with Representative ZOE LOFGREN, on the other side, and lots of other Members of Congress in both parties, to introduce legislation to update the outdated ECPA law. There is also a bill in the Senate that enjoys the same support.

Our bills restore ECPA's original purpose, to protect privacy in the ways we live, communicate, learn, and transact business and recreate today. This legislation would protect the sacred right of privacy from the ever-increasing spying government trolls in America.

Our mission is simple: extend constitutional protections to communications and records that Americans store online for any amount of time. There is no need to delay. The bill is written. The votes are there. Let's pass the legislation.

Mr. Speaker, technology may change, but the Constitution remains the same. Thomas Jefferson said in the Declaration of Independence:

Government is created to protect our rights.

It is about time we make government protect the right of privacy, rather than violate the right of privacy.

And that is just the way it is.

#### HONORING THE LIFE AND SERVICE OF DR. ELSON FLOYD

The SPEAKER pro tempore. The Chair recognizes the gentleman from Washington (Mr. KILMER) for 5 minutes.

Mr. KILMER. Mr. Speaker, I rise today to honor Dr. Elson Floyd, the president of Washington State University, who passed away this past weekend.

Let me start with a little bit of background. Every member of my family went to the University of Washington, so I was actually raised to root for the UW Huskies and to root against the Washington State University Cougars.

Now, before Dr. Floyd passed, I admitted to him that, having worked with him over the years and having admired his leadership, I suddenly found

myself rooting for Washington State University, too. You will be glad to know that eventually my family started talking to me again.

I was proud to call Elson Floyd a friend and a partner. He led the university during incredibly difficult times in our economy, and he never hesitated to make tough decisions that he believed would be best for his university and best for his students. That even included cutting his own salary during the Great Recession. He fought for opportunities for his students, and in fact, the number of students of color at WSU doubled during his tenure.

I think it is worth pointing out, he wasn't just a leader for Washington State University, he was a leader and a visionary for all of higher education in Washington State. It wasn't just about what was good for Washington State University, it was what was good for higher education.

How do we make sure we have an ethic where we are advocating for more people to have more opportunities to get more education to higher levels? He understood that. He understood that because he understood that education is the door of economic opportunity because he had lived it himself.

He did all he could to ensure that opportunity was felt, not just in Pullman, Washington, and not just at the University of Washington in Seattle, but all throughout our State. We saw in my neck of the woods at Olympic College in Bremerton where, because of Dr. Floyd's leadership, WSU set up a 4-year program in engineering.

That sounds kind of wonky, but here is the reality of it. What he did changed lives. It meant that young people in Bremerton could see the opportunity to actually learn at home, study for 4 years, get a degree in engineering, and then go work in private industry or go work at our shipyard.

There are now young people who have opportunities that they would have never had before if it hadn't been for Elson Floyd's leadership. What he did changed lives. He was such a good man. He was ethical, and he was wise, and he had that extraordinary combination of big heart and big brain and courage.

His life has been celebrated in the days since he passed, and I just want to be one of the people to celebrate him. I am going to miss him, and I want to extend to the entire WSU community my condolences.

Most importantly, I want his family to know that we lost a very special person and that our thoughts and prayers are with them.

#### GOVERNMENT WASTE, FRAUD, AND ABUSE

The SPEAKER pro tempore. The Chair recognizes the gentlewoman from Tennessee (Mrs. BLACKBURN) for 5 minutes.

Mrs. BLACKBURN. Mr. Speaker, one of the things I hear from my constituents so regularly is: What are you